

PATTERSON, THUENTE, SKAAR & CHRISTENSEN, P.A.  
4800 IDS Center, 80 South Eighth Street  
Minneapolis, Minnesota 55402-2100 USA

RECEIVED  
CENTRAL FAX CENTER

NOV 09 2004

FACSIMILE COVER SHEET

TELEPHONE: (612) 349-5740 TOLL FREE: 1-800 331-4537  
FACSIMILE: (612) 349-9266

TOTAL NUMBER OF PAGES BEING SENT (INCLUDING COVER SHEET): 2

[ ] Original documents to follow by mail

[ X ] No originals will be sent

DATE: November 3, 2004

TO: Examiner C. Melissa Koslow  
Group Art Unit 1755  
Board of Patent Appeals and Interferences  
PHONE #: 703-308-3817

FAX #: 703-872-9306  
FAX #: 571-273-0299

Application No.: 09/841,255  
Applicant: KAMBE et al.  
Due Date: November 18, 2004

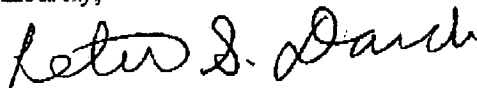
OUR REF.: 2950.01US02  
APPEAL No.: 2005-0056

FROM: Peter S. Dardi, Ph.D.  
PHONE #: (612) 349-5746

Attached please find the following document for filing in the above-identified patent application:

- 1) Waiver of Oral Hearing

Sincerely,

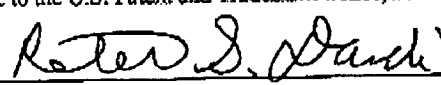


Peter S. Dardi, Ph.D.  
Reg. No. 39,650

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper is being transmitted by facsimile to the U.S. Patent and Trademark Office, Fax No. 703-872-9306 on the date shown below thereby constituting filing of same.

November 9, 2004  
Date

  
Peter S. Dardi

THIS FACSIMILE TRANSMISSION CONTAINS LEGALLY PRIVILEGED AND CONFIDENTIAL INFORMATION INTENDED FOR THE PARTY IDENTIFIED ABOVE. IF YOU HAVE RECEIVED THIS TRANSMISSION IN ERROR, PLEASE CALL PATTERSON, THUENTE, SKAAR & CHRISTENSEN COLLECT AT (612) 349-5740. DISTRIBUTION, REPRODUCTION OR ANY OTHER USE OF THIS TRANSMISSION BY ANY PARTY OTHER THAN THE INTENDED RECIPIENT IS STRICTLY PROHIBITED.

NOV 09 2004

2950.01-0502



United States Patent and Trademark Office

**MAILED**

OCT 28 2004

U.S. PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES**RECEIVED**

NOV 01 2004

PATTERSON, THUENTE, SKAAR  
& CHRISTENSEN, P.A.Under Secretary of Commerce for Intellectual Property and  
Director of the United States Patent and Trademark Office

P.O. Box 1450

Alexandria, Virginia 22313-1450

www.uspto.gov

Paper No: 0

2005-0056

Kambe, Nobuyuki, et.al

09/841,255

A

A

Wednesday, January 26, 2005

1:00 PM

5237

Peter S. Dardi  
Patterson, Thuent, Skaar &  
Christensen, P.A.  
4800 IDS Center  
80 South 8th Street  
Minneapolis, MN 55402-2100

Appeal No:  
Appellant:  
Application No:  
Hearing Room:  
Hearing Docket:  
Hearing Date:  
Hearing Time:  
Location:

**NOTICE OF HEARING****CONFIRMATION REQUIRED WITHIN TWENTY-ONE DAYS**

Your attention is directed to 37 CFR § 41.47.

The above identified appeal will be heard by the Board of Patent Appeals and Interferences on the date indicated. Hearings will commence at the time set and as soon as the argument in one appeal is concluded, the succeeding appeal will be taken up.

The time allowed for argument is twenty minutes unless additional time is requested and permitted before the argument is commenced.

**CONFIRMATION OR WAIVER OF THE HEARING IS REQUIRED.**

This form must be completed below and facsimile transmitted to both: (1) the USPTO Central fax number (official copy), and (2) the Board of Patent Appeals and Interferences fax number (courtesy copy) within TWENTY-ONE (21) DAYS from the mailing date of this notice indicating confirmation or waiver of the hearing. A copy of this notice may be alternately filed by mail if facsimile is not available.

Failure to file this form within this time period will be construed as a waiver of the request for oral hearing.

37 CFR § 1.136(a) does not apply.

By order of the Board of Patent Appeals and Interferences

**BPAI HEARINGS FAX No:**

(571) 273-0299

USPTO Central Fax No.

(703) 872-9308

**BPAI Mailing Address:**

BOARD OF PATENT APPEALS AND INTERFERENCES

UNITED PATENT AND TRADEMARK OFFICE

P.O. BOX 1450

ALEXANDRIA, VIRGINIA 22313-1450

Clerk of the Board (571) 272-9797

In all communications relating to this appeal, please identify the appeal by its number.

**CHECK ONE:**☐ HEARING ATTENDANCE CONFIRMED☒ HEARING ATTENDANCE WAIVED

Peter S. Dardi  
Signature of Attorney/Agent/Appellant

11/3/2004  
Date

29,650  
Registration No.

Names of other visitors expected to accompany counsel:

Confirm Hearing  
Deadline 11-18-04;

Hearing  
date 1-26-05

For information on visitor access to hearing rooms and security procedures at the USPTO Alexandria Campus, see  
[http://www.uspto.gov/web/offices/tcom/bpai/docs/contacts/contact\\_info.htm](http://www.uspto.gov/web/offices/tcom/bpai/docs/contacts/contact_info.htm)